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Attorneys for Plaintiffs Dr. Matthias Rath and Dr. Rath Health Programs USA B.V.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Dr. Matthias Rath, an individual, citizen of
Germany; Dr. Rath Health Programs USA B.V.,
a Dutch corporation

Plaintiffs,

vs.

Swanson Health Products, Incorporated, a North
Dakota Corporation

Defendant

Case No: C 05-2760 JSW

~~[PROPOSED]~~ ORDER RE
VOLUNTARY DISMISSAL WITHOUT
PREJUDICE OF ACTION AGAINST
SWANSON HEALTH PRODUCTS, INC.

Plaintiffs Dr. Matthias Rath and Dr. Rath Health Programs USA B.V., by their
undersigned counsel of record, hereby voluntarily dismiss the entire Complaint and all of its

causes of action without prejudice against Swanson Health Products, Inc. The named Defendant has yet to file an Answer.

Respectfully submitted,

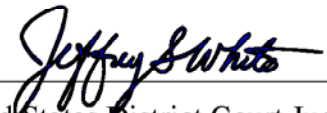
Dated: August 26, 2005

/rsgordet/

Roy S. Gordet, Counsel of Record for
Dr. Matthias Rath and Dr. Rath Health
Programs USA B.V.

IT IS SO ORDERED.

Dated: August 29, 2005



United States District Court Judge
by Hon. Phyllis J. Hamilton